

House Bill 82

By: Representatives Powell of the 29th and Hembree of the 67th

A BILL TO BE ENTITLED
AN ACT

To amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to uniform rules of the road, so as to provide for certain penalties for a driver who commits a right of way violation resulting in a collision with a motorcyclist, pedestrian, or bicyclist; to provide that a driver who violates certain traffic laws and causes serious injury to a person shall be guilty of a misdemeanor; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to uniform rules of the road, is amended by adding a new Code Section 40-6-77 to read as follows:

"40-6-77.

Any person who causes an injury to another person as a result of a collision with a motorcyclist, bicyclist, or pedestrian by committing any right of way violation under this chapter when such motorcyclist, bicyclist, or pedestrian is abiding by the provisions of this title shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$250.00 in addition to any period of imprisonment that may also be imposed."

SECTION 2.

Said chapter is further amended in Code Section 40-6-394, relating to serious injury by vehicle, by designating the existing provisions as subsection (a) and adding a new subsection (b) to read as follows:

"(b) Whoever, without an intention to do so, shall cause bodily harm to another by depriving him or her of a member of his or her body, by rendering a member of his or her body useless, by seriously disfiguring his or her body or a member thereof, or by causing organic brain damage which renders the body or any member thereof useless through a violation of any other provision of this title other than Code Section 40-6-390 or 40-6-391

1 shall be guilty of the crime of serious injury by vehicle. A person convicted under this
2 Code section shall be guilty of a misdemeanor and shall be punished as provided in Code
3 Section 17-10-3."

4 **SECTION 3.**

5 All laws and parts of laws in conflict with this Act are repealed.